

Held _____ 20 _____

**REGULAR COUNCIL MEETING
MINUTES
AUGUST 19th, 2014
7:00 p.m.**

The meeting was called to order at 7:00pm
Pledge of Allegiance

Roll Call: John Clark, Marty Hura, Paul Janson, Ben Prescott, Giles Seith, and Bill Zoller

Other Village Personnel: Mayor Linda Clark; Clerk-Treasurer, Jenny August; Village Solicitor, Michele Stuck; Village Administrator David Akerley; Police Chief Harry Buchert; Administrative Services Officer, Kate Rogers; Rich Iafelice of CT Consultants

Citizens Present: Tammy Wheeler of Walnut St., Greg Balbierz representing DMRC, Boy Scout Danny O’Sickey, Tracy Leva of W. Prospect, Tabitha Embrescia of W. Prospect, Stacy Turner of The Villager, Jennifer Sobczak, Jon Harmon of W. High St,

Approval of Minutes

- ❖ Motion to accept the minutes from the July 17th, 2014 Council Meeting and Council Workshop was made by Councilman Prescott and seconded by Councilman Hura. All voted aye.

Mayor’s Report

No report this month

Citizens

The Mayor introduced Danny O’Sickey who will be completing his Eagle Scout project this fall. Dan would like to build 2-3 benches to be used on our Village park trails. He has plans drafted as well as a material list and donor list.

The Mayor asked who his Scout Master was and whether he would be on site during the project. Danny said the benches would be built off site and then moved to the selected site. He shared the drawings for the benches with the Council. The wood will be donated by Red Gate sawmill.

Councilman Hura said that he would like to put a bench at the end of the Village portion of the Esker Trail on the Buckeye Pipeline right of way. Final placement decisions for the benches will be made at a later time.

- ❖ Motion to allow Boy Scout Danny O’Sickey to move forward with his Eagle Scout Project was made by Councilman Seith and seconded by Councilman Prescott. All voted aye.

Greg Balbeirz representing DMRC passed out several documents relating to the Portage County Celebration Week. The week features a number of community events during the week of August 24th-31st. Portage United Way is sponsoring a volunteer day on Monday, August 25th. Mr. Balbierz and DMRC would like to request that the Village joins the United Way’s project. We could pick several projects within the Village to highlight that day. One project that Mr. Balbierz suggested is to work on the M A N T U A sign near the old railroad depot. He suggests that we paint and repair the sign and repair the anthracite base. A second project could be to repaint some of the concrete and wooden white and red street signs throughout the Village. We would need to gather the paint, brushes and other supplies for the project. The meeting place for the volunteers on August 25th will be the Mantua Granary.

- ❖ Motion to fund the project up to \$350 to purchase the supplies for the United Way Volunteer Day was made by Councilman Zoller and seconded by Councilman Prescott. All voted aye.

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Jon Harmon asked about the legislation regarding the credit on the sewer portion of a pool fill.

The Mayor explained that this legislation represents a one-time credit for those that filled pools in the summer of 2014. Legislation will be introduced at a later meeting to address pool fills in the future.

Jon Harmon said that he would be in favor of the Village going to a flat rate for water and sewer, regardless of how many people are living in the home or how much water is being consumed.

He said that alternatively he would like to request that Village residents be allowed to become Portage County customers, rather than Village customers. He would like to ask that we investigate having the County take over the operations of the Village's water and sewer plants.

The Mayor reported that regardless of who is running the plant, the Village has a debt service to pay for the plant.

The Mayor asked for Council's permission to set up a meeting with Jeff Lonzrick of Portage County to ask what options are open to us in terms of our water and waster water plant operations. Council agreed that this meeting could be pursued.

Tracy Leva of W. Prospect St. came to ask for an update on what the Village is doing to help alleviate the water problems caused by the changes Mr. McCauley has been making to the profile of his land. Village Administrator Dave Akerley said that the Village will be replacing the curb that was removed back into place. Dave also plans to move the catch basin in front of Mr. McCaulay's so that it catches more water. The Village will also be addressing the catch basin at the base of Mr. McGregor's yard so that it catches the run-off as much as possible.

Councilman Clark asked if the Village has any recourse to address the addition of the fill in Mr. McCauley's back yard.

Solicitor Stuck explained that traditionally this type of personal property injury must be addressed between the property owners. The Village has no ability to get involved in the situation beyond making our storm sewer system run as efficiently as possible.

Financial Reports

Clerk-Treasurer August reported that the full reports are in Council's packets. To summarize, we received \$258,522 in revenues. The big amounts are including a reimbursement from the state for EMA related expenses, also the 2nd quarter employer's withholding taxes, and water & sewer payments. Kate told me that this was the biggest month ever because we were collecting from everyone in the village. The business district was on the full 3 quarter billing, one district was on a two month bill, and one district was on their first single month billing. We spent \$109,911 in operating and payroll expenses. The large expenses in July were sludge hauling, and R.A. Ross, which was on the wastewater list of big expenses.

Kate and I have been trying to think of some ways to save money in our office, and we were thinking that we use a tremendous amount of paper. You can see that we have a new format for the Bills of Resolution which cuts that paper & toner in half. Lots of documents must be on paper, but documents that we are sharing might not need printed. What would you think if the committees each e-mailed out their minutes to everyone rather than putting them in the Council packets? The signed paper copy is always on file in my office for anyone that doesn't have computer access. Besides, most of Council gets the minutes at the Committee meetings and a duplicate is also put in your packet.

I also wanted to thank Marty for his diligence is coming in every day and working on the Cemetery records. He is doing a lot of work and straightening up a big mess, and it is very much appreciated!

RECORD OF PROCEEDINGS

Minutes of

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

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Finally, I wanted to let you know that I will be sitting on Myrtle Beach from August 22-30. Of course I will be watching my e-mail, and I can be reached by cell phone for emergencies. I will return the day after Labor Day.

- ❖ Motion to approve the financial reports was made by Councilman Prescott and seconded by Councilman Seith. All voted aye.

Correspondence

- Numerous calls were received to thank Dave and his employees for all of their dedication and hard work the weekend of the water problem. I know they all had to make sacrifices from family events. A few of the people that expressed their appreciation are Bob MaClearie, Lisa Zamecnik, Rod Summerlin, and numerous face book posts thanking the Village Service Department. Overall, most people were very understanding.
- A lady that did not want to give her name called and said she does not appreciate the village allowing people to go door to door selling stuff. I let her know that we did issue a one day permit to the business that was selling cleaning products. She said once upon a time it was okay, but these days she doesn't like people coming to her door that she doesn't know. She wished the Village would revisit this issue and say "No Soliciting".
- The Mayor reported that on September 26th the Crestwood Intermediate School is sponsoring a walk-a-thon to pay for school activities. The school is seeking donors for the event.
- September 17th is the annual meeting of AMATS. The Mayor will be attending with Rich Iafelice.

Bills of Resolution, Addendum Bills of Resolution

- ❖ Motion to approve the Bills of Resolution and Addendum Bills of Resolution was made by Councilman Prescott and seconded by Councilman Zoller. All voted aye.

Legislation

ORD. 2014-10 AN ORDINANCE AUTHORIZING THE MAYOR OF THE VILLAGE OF MANTUA TO ENTER INTO AN AGREEMENT WITH THE DISTRICT COMMISSIONERS OF THE PORTAGE COUNTY SOLID WASTE MANAGEMENT DISTRICT FOR THE COLLECTION OF RECYCLABLES FROM MANTUA VILLAGE AND DECLARING AN EMERGENCY. *Tabled on 3rd Reading.*

RES. 2014-36 A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR, AND DECLARING AN EMERGENCY. *1st Reading.*

- ❖ Motion to suspend the rules was made by Councilman Prescott and seconded by Councilman Hura. All voted aye.
- ❖ Motion to approve Ordinance 2014-36 was made by Councilman Prescott and seconded by Councilman Hura. All voted aye.

RES. 2014-37 A RESOLUTION AUTHORIZING THE CLERK OF THE VILLAGE OF MANTUA TO CERTIFY DELINQUENT WATER AND SEWER CHARGES TO THE PORTAGE COUNTY AUDITOR'S OFFICE TO BE PLACED AS AN ASSESSMENT ON THE LISTED PARCEL NUMBERS AND DECLARING AN EMERGENCY. *1st Reading.*

- ❖ Motion to suspend the rules was made by Councilman Prescott and seconded by Councilman Hura. All voted aye.

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- ❖ Motion to approve Ordinance 2014-37 was made by Councilman Prescott and seconded by Councilman Hura. All voted aye.

RES. 2014-38 A RESOLUTION INSTITUTING A ONE-TIME SEWER CHARGE CREDIT FOR WATER USED TO FILL SWIMMING POOLS BETWEEN APRIL 1 AND AUGUST 19, 2014, AND DECLARING AN EMERGENCY.

1st Reading.

- ❖ Motion to suspend the rules was made by Councilman Zoller and seconded by Councilman Prescott. Councilman Hura voted no. All others voted aye.
- ❖ Motion to approve Ordinance 2014-38 was made by Councilman Zoller and seconded by Councilman Prescott. Councilman Seith and Councilman Hura voted no. All others voted aye.

ORD. 2014-39 AN ORDINANCE AUTHORIZING CERTAIN ADJUSTMENTS TO THE 2014 APPROPRIATIONS AND DECLARING AN EMERGENCY. *1st Reading.*

- ❖ Motion to suspend the rules was made by Councilman Zoller and seconded by Councilman Prescott. All voted aye.
- ❖ Motion to approve Ordinance 2014-39 was made by Councilman Prescott and seconded by Councilman Zoller. All voted aye.

**Department Heads and Village Engineer-
Chief of Police Harry Buchert**

The Chief reported that the safety vest grant was approved for 2014. The grant is for \$4200 to get vests for the officers.

In early July during a traffic stop, the canine jumped up onto a car and caused damage to the vehicle. The repair cost \$200 and the police department took care of the cost of the repair.

The new radio system has been installed in the police department.

The Potato Stomp route has been changed this year only because of the Route 44 road closure.

The Mayor reported that the new tentative date for the bridge closing is September 2nd.

Village Administrator – David Akerley

No report

Village Engineer from C.T. Consultants

Council was given Rich's main report.

CT's landscape architect is working with DMRC to get a landscape plan that includes light poles and plantings along the new sidewalk project at the South of town.

- Councilman John Clark for Service – Councilman Clark asked Solicitor Stuck to explain the letter that was received from Mr. Green's attorney.
- ❖ Motion to reject the settlement request from Mr. Dave Green was made by Councilman Prescott and seconded by Councilman Janson. All voted aye.

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- Councilman John Clark for Shade Tree – A notice was sent to one resident requesting that a tree be taken care of in her tree lawn. The committee will be following up with the resident.
- Councilman Marty Hura for Parks – The new doors have been installed at the park lodge.
- Mayor Clark for Planning – The new zoning inspector is working with a number of residents on various matters.
- Mayor Clark for Cemetery – We are scheduled to have the Cemetery driveway paved in October.
- Mayor Clark for Board of Zoning Appeals – nothing to report
- Councilman Ben Prescott for Finance – nothing to report
- Councilman Ben Prescott for Portage County Regional Planning – nothing to report
- Councilman Bill Zoller for Fire Board – The new squad has arrived and radios are currently being installed.
- Councilman Seith for Safety – nothing to report

New or Other Business

The Mayor requested that we hold Town Hall Meetings at 6pm before the September 16th Council Meeting as well as at 6pm before the October 21st Council Meeting to explain the upcoming street improvements levy to residents.

The Mayor requested that we cancel the Safety, Planning, Finance, Shade Tree, Parks for the month of September.

The Mayor said that Dave and she would be putting together a letter to address those residents who are not sticking to their water and sewer payment plans. Those residents will be asked to come in to sign new payment agreements that will be enforced with new attention in an attempt to get the delinquent accounts caught up.

Councilman Seith thanked those involved in the recent problem at the water plant. He felt the issue was solved efficiently and quickly.

Councilman Janson asked whether there had been information put out to the public about how the fire department would be operating during the Route 44 road closure.

Councilman Zoller said that he thought there had been some press on the subject but that he would inquire at the next Fire Board Meeting.

The Mayor asked that Dan Mounts be given an additional stipend for the additional 33 hours that he put in during the recent emergency at the water plant.

- ❖ Motion to pay Dan Mounts a one-time stipend in the amount of \$621.42 was made by Councilman Prescott and seconded by Councilman Zoller. All voted aye.

Executive Session

- ❖ Motion to go into executive session for Employment of Personnel was made by Councilman Hura and seconded by Councilman Prescott. All voted aye.
- ❖ Motion to come out of executive session at 9:06pm was made by Councilman Hura and seconded by Councilman Prescott. All voted aye.

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- ❖ Motion for Solicitor Stuck and the Mayor to speak to Dave Akerley about a Service Department Position and with Kate Rogers about a Village Administrator position and how to properly post both positions was made by Councilman Prescott and seconded by Councilman Janson. Councilman Zoller voted no. All others voted aye.

Adjournment

- ❖ Motion to adjourn at 9:10pm was made by Councilman Prescott and seconded by Councilman Clark. Councilman Zoller voted no, all others voted aye.

Mayor Linda Clark

Admin Services Officer Kate Rogers